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Third Parties David Schwartz and Ethan
Beard*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re RIPPLE LABS INC. LITIGATION,

DISCOVERY MATTER

Case No. 18-cv-06753-PJH

This Document Relates To:
ALL ACTIONS

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXTEND TIME OF
MOTION FOR RELIEF FOR
DAVID SCHWARTZ AND ETHAN
BEARD**

STIPULATED ~~PROPOSED~~ ORDER TO EXTEND TIME TO OBJECT TO THIRD PARTY DISCOVERY
CASE NO. 18-cv-06753-PJH

1 Pursuant to Civ. L.R. 6-2, Lead Plaintiff Bradley Sostack (“Plaintiff”), Defendants Ripple
2 Labs Inc, XRP II, LLC, and Bradley Garlinghouse (collectively, “Defendants”), and Third Parties
3 David Schwartz and Ethan Beard hereby stipulate as follows:

4 **WHEREAS**, on April 28, 2022, the Court ordered that Defendants produce all documents
5 and written discovery produced in *Securities and Exchange Commission v. Ripple Labs, Inc.*, 20
6 Civ. 10832 (AT), S.D.N.Y) (the “SEC Action”) and that Plaintiff must provide notice to all
7 relevant third parties who have not previously consented to production within seven days of the
8 Order (the “April 28, 2022 Order”);

9
10 **WHEREAS**, in the April 28, 2022 Order, the Court also ordered that any third party who
11 does not consent to production must notify both Plaintiff and Defendants of their intent to object
12 within fourteen days of receipt of the notice and must file any motion for relief within twenty-one
13 days of receipt of such notice;

14 **WHEREAS**, on May 4, 2022, Plaintiff provided notice of the April 28, 2022 Order to Mr.
15 Schwartz and Mr. Beard, third parties in this matter who produced documents in the *SEC Action*;

16 **WHEREAS**, Mr. Schwartz and Mr. Beard timely notified Plaintiff and Defendants of their
17 intent to object to production by May 18, 2022, and any motion for relief is due on May 25, 2022;

18 **WHEREAS**, Plaintiff, Mr. Schwartz, and Mr. Beard are in the process of meeting and
19 conferring about the documents that Mr. Schwartz and Mr. Beard will produce to Plaintiff pursuant
20 to the April 28, 2022 Order;

21
22 **WHEREAS**, the parties request to extend the May 25, 2022 deadline for Mr. Schwartz and
23 Mr. Beard to seek relief from the Court to allow the parties to continue to meet and confer
24 productively; and

25
26 **WHEREAS**, granting this extension is not expected to affect the schedule for the matter.

1 **NOW, THEREFORE, IT IS HEREBY STIPULATED** by and between Lead Plaintiff,
2 Defendants, Mr. Schwartz, and Mr. Beard, through their respective counsel, that:

- 3 1. Mr. Schwartz's and Mr. Beard's deadline to move the Court for relief from its April
4 28, 2022 Order is extended until June 1, 2022.

5 Dated: May 24, 2022

By: /s/ Nicholas N. Spear
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21 *Attorneys for Lead Plaintiff Bradley Sostack*

23 Dated: May 24, 2022

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15 *Attorneys for Defendants Ripple Labs Inc.,*
16 *XRP II, LLC, and Bradley Garlinghouse*

17 Dated: May 24, 2022

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26 *Attorney for David Schwartz and Ethan Beard*

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 25, 2022



Robert M. Illman
United States Magistrate Judge

ATTESTATION

Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, I attest that concurrence in the filing of this document has been obtained from the other signatories.

DATED: May 24, 2022

/s/ Nicholas N. Spear

Nicholas N. Spear